

Remarks

A. Pending Claims

Claims 570-609, 5402, 5403, 5529-5548, 5559-5629 are pending. Claim 5532 has been amended. Claims 531, 533-537, 539, 541-558, 560, 563-569, 5396, 5400, 5401 and 5549-5558 have been cancelled without prejudice. Claims 5617-5629 are new.

B. 35 U.S.C. 112 Rejections

In a telephone conversation with Examiner Suchfield on April 2, 2004, the Examiner rejected claim 5532 as being indefinite. Claim 5532 has been amended as suggested by the Examiner.

C. Provisional Double Patenting Rejection

The Examiner provisionally rejected claims 531, 533-537, 539, 541-556, 558, 560, 563-569, 5396, 5401, and 5402 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims of copending U.S. Patent Application No. 09/841,491. The Examiner provisionally rejected claims 5549-5558 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims of U.S. Patent 6,688,387. Applicant does not believe that there is a double patenting problem, but in the interest of expediency, the rejected claims of the present application have been cancelled without prejudice.

D. Additional Remarks

Applicant submits that all claims are in condition for allowance. Favorable consideration is respectfully requested. New claims 5617-5629 are directed to various heater species.

Applicant believes that no fees are due in association with the filing of this response and the accompanying documents. If an extension of time is required, Applicant hereby requests the appropriate extension of time. If any fees are required, please appropriately charge or credit those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5659-08100/EBM.

Respectfully submitted,



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